

Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JAMES A. BIGELOW,  
Plaintiff,

v.

NORTHWEST TRUSTEE SERVICES, INC.;  
GREEN TREE SERVICING, LLC;  
MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC.;  
WRIGHT, FINLEY & ZAK, LLP; TICOR  
TITLE COMPANY; NATIONWIDE TITLE  
CLEARING; FIRST AMERICAN TITLE  
INSURANCE COMPANY; RENEE  
PARKER; and DOE DEFENDANTS 1 - 20,  
Defendants.

GREEN TREE SERVICING, LLC,  
Counter-Plaintiff,

vs.

JAMES A. BIGELOW and CAROLYN  
BIGELOW, Husband and Wife; WELLS  
FARGO BANK, N.A.; OAK RIDGE YELM  
HOME OWNERS ASSOCIATION, a non-  
profit corporation; and ALL PERSONS OR  
PARTIES UNKNOWN CLAIMING ANY  
RIGHT, TITLE, ESTATE, LIEN, OR  
INTEREST IN THE PROPERTY  
DESCRIBED IN THE COMPLAINT  
HEREIN,

Counter-Defendants.

CASE NO. 3:14-cv-05798-BHS

RESPONSE IN SUPPORT OF  
DEFENDANT FIRST AMERICAN  
TITLE INSURANCE COMPANY'S  
UNOPPOSED MOTION TO  
DISMISS

**Note on Motion Calendar:**

**May 22, 2015**

**Responses due: May 18, 2015**

RESPONSE IN SUPPORT OF DEFENDANT  
FIRST AMERICAN TITLE INSURANCE  
COMPANY'S UNOPPOSED MOTION TO  
DISMISS; CASE NO. 3:14-cv-05798-BHS

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Socius Law Group, PLLC

ATTORNEYS

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Defendant First American Title Insurance Company (“First American”) has received no response to its Motion to Dismiss set for hearing on May 22, 2015. It appears that the Motion is unopposed.

Plaintiff’s opposition to First American’s Motion to Dismiss was due on May 18, 2015. On May 20, 2015, Plaintiff filed a forty-one page document entitled “Memorandum of Law Supporting an Opposition to a Motion to Dismiss,” approximately forty pages of which are copied directly from an irrelevant third-party memorandum Plaintiff did not author. Nowhere in the document does Plaintiff address First American’s Motion to Dismiss or even mention First American. At forty-one pages, the document significantly violates the twenty-four page limit imposed by LCR 7(e)(3). Plaintiff uses single-spaced text in the majority of the document. Were the document appropriately double-spaced pursuant to LCR 10(e), it appears that the document would exceed at least sixty (60) pages, none of which reference First American or First American’s Motion to Dismiss.

Therefore, First American asks the Court to grant its Motion to Dismiss.

DATED this 22<sup>nd</sup> day of May, 2015.

SOCIUS LAW GROUP, PLLC

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By /s/ Thomas F. Peterson  
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## DECLARATION OF SERVICE

I, Minna Amit, hereby declare under penalty of perjury and in accordance with the laws of the State of Washington, that on May 22, 2015, I electronically filed the foregoing and all supporting documents with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

<i>Plaintiff Pro Se</i>	<input type="checkbox"/>	By United States Mail
James A. Bigelow	<input type="checkbox"/>	By Federal Express
7916 Southwind Circle	<input type="checkbox"/>	By Legal Messenger
Huntington Beach, CA 92648	<input type="checkbox"/>	By Facsimile
	<input type="checkbox"/>	By Email

<i>Attorney for Green Tree Servicing, LLC</i>	<input type="checkbox"/>	By United States Mail
<i>MERS, Wright Finlay &amp; Zak, LLP and Renee M. Parker</i>	<input type="checkbox"/>	By Federal Express
Renee M. Parker	<input type="checkbox"/>	By Legal Messenger
Wright, Finlay & Zak, LLP	<input type="checkbox"/>	By Facsimile
4665 Macarthur Court, Suite 280	<input type="checkbox"/>	By Email
Newport Beach, CA 92660		

<i>Attorney for Northwest Trustee Services, Inc.</i>	<input type="checkbox"/>	By United States Mail
Joseph H Marshall	<input type="checkbox"/>	By Federal Express
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13555 SE 36th Street	<input type="checkbox"/>	By Facsimile
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<i>Attorney for Nationwide Title Clearing</i>	<input type="checkbox"/>	By United States Mail
Matt Adamson	<input type="checkbox"/>	By Federal Express
Jameson Babbitt Stites & Lombard, PLLC	<input type="checkbox"/>	By Legal Messenger
801 Second Avenue, #1000	<input type="checkbox"/>	By Facsimile
Seattle, WA 98104	<input type="checkbox"/>	By Email

<i>Interested Person</i>	<input type="checkbox"/>	By United States Mail
Timothy Dietz	<input type="checkbox"/>	By Federal Express
10018 Cascadian Avenue SE	<input type="checkbox"/>	By Legal Messenger
Yelm, WA 98597	<input type="checkbox"/>	By Facsimile
	<input type="checkbox"/>	By Email

DATED this 22<sup>nd</sup> day of May, 2015.

s/s Minna Amit

Minna Amit, Legal Assistant  
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